

THURSDAY, MARCH 18, 1999
EIGHTEENTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Edward Woods, Vasper Baptist Church, Caryville, Tennessee.

Representative Goins led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Boyer; business reasons.

Representative Garrett; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 30: Rep(s). Caldwell as prime sponsor(s).

House Bill No. 46: Rep(s). Hargrove, Maddox, Winningham, Whitson, Davis (Cocke) and Sands as prime sponsor(s).

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House Bill No. 61: Rep(s). McDonald, McMillan, McAfee, Davidson, and Beavers as prime sponsor(s).

House Bill No. 225: Rep(s). Cooper as prime sponsor(s).

House Bill No. 540: Rep(s). Cooper and Brooks as prime sponsor(s).

**MESSAGE FROM THE SENATE
March 18, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 160; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 160 -- Memorials, Death - Andrew Jackson Dancy, Jr. by *Ford J, *Cohen, *Dixon, *Kyle, *Person.

**MESSAGE FROM THE SENATE
March 18, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 66; amended, and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
March 18, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 155, 156, 157, 158, 159, 161, 162, 163, 164, 165 and 166; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 155 -- Memorials, Academic Achievement - Kristina Dolores Bagwell, Salutatorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 156 -- Memorials, Academic Achievement - Alicia Dawn Thompson, Valedictorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 157 -- Memorials, Academic Achievement - Melinda Faye Coker, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 158 -- Memorials, Academic Achievement - Fay Allen Dickens, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 159 -- Memorials, Academic Achievement - Valerie Leigh Brown, Salutatorian, Portland High School. by *Graves.

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Senate Joint Resolution No. 161 -- Memorials, Academic Achievement - Stephen Chmely, Salutatorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 162 -- Memorials, Academic Achievement - Kristoffer Vernon Sargent, Salutatorian, Beech High School. by *Graves.

Senate Joint Resolution No. 163 -- Memorials, Academic Achievement - Amy Beth Parker, Valedictorian, E.B. Wilson Night School. by *Graves.

Senate Joint Resolution No. 164 -- Memorials, Academic Achievement - Sharon Albrecht, Valedictorian, Beech High School. by *Graves.

Senate Joint Resolution No. 165 -- Memorials, Academic Achievement - Abigail Arcinas, Salutatorian, E.B. Wilson Night School. by *Graves.

Senate Joint Resolution No. 166 -- Memorials, Public Service - AIM Center. by *Crutchfield, *Fowler, *Dixon.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 148** -- Highway Signs - "O.H. Chambers and Arlie 'Little Joe' Woods, Jr. Memorial Bridge," bridge spanning Chambers Drive on U.S. 19E, Carter County. by *Cole (Carter).

House Transportation Committee

RESOLUTIONS

Pursuant to Rule No. 17, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 22, 1999:

House Joint Resolution No. 152 -- Memorials, Recognition and Thanks - Reverend and Mrs. J. D. Jamerson. by *Brooks, *Kernell, *DeBerry L, *Turner (Shelby), *DeBerry J, *Miller L, *Jones U (Shelby), *Armstrong, *Towns, *Cooper B, *Bowers.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 22, 1999:

Senate Joint Resolution No. 155 -- Memorials, Academic Achievement - Kristina Dolores Bagwell, Salutatorian, Jo Byrns High School. by *Graves.

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Senate Joint Resolution No. 156 -- Memorials, Academic Achievement - Alicia Dawn Thompson, Valedictorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 160 -- Memorials, Death - Andrew Jackson Dancy, Jr. by *Ford J, *Cohen, *Dixon, *Kyle, *Person.

Senate Joint Resolution No. 157 -- Memorials, Academic Achievement - Melinda Faye Coker, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 158 -- Memorials, Academic Achievement - Fay Allen Dickens, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 159 -- Memorials, Academic Achievement - Valerie Leigh Brown, Salutatorian, Portland High School. by *Graves.

Senate Joint Resolution No. 161 -- Memorials, Academic Achievement - Stephen Chmely, Salutatorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 162 -- Memorials, Academic Achievement - Kristoffer Vernon Sargent, Salutatorian, Beech High School. by *Graves.

Senate Joint Resolution No. 163 -- Memorials, Academic Achievement - Amy Beth Parker, Valedictorian, E.B. Wilson Night School. by *Graves.

Senate Joint Resolution No. 164 -- Memorials, Academic Achievement - Sharon Albrecht, Valedictorian, Beech High School. by *Graves.

Senate Joint Resolution No. 165 -- Memorials, Academic Achievement - Abigail Arcinas, Salutatorian, E.B. Wilson Night School. by *Graves.

Senate Joint Resolution No. 166 -- Memorials, Public Service - AIM Center. by *Crutchfield, *Fowler, *Dixon.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1941 -- Rutherford County - Subject to local approval, authorizes county governing body to set license fees for kennels where dogs or cats are bred for sale; gives owner of impounded animal additional time to claim animals prior to release or destruction; grants Humane Rabies Animal Control Board authority to enforce the provisions of the act. Amends Chapter 55 of the Private Acts of 1983. by *Eckles, *Hood, *Beavers. (SB1938 by *Womack)

DELAYED BILLS REFERRED

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Bill(s) No(s). 1942, 1943, 1944 and 1945, was/were referred to the Delayed Bills Committee.

House Bill No. 1942 -- Boards and Commissions - Authorizes liaisons, appointed to sports authority board to represent state government and/or city council or county commission for jurisdiction in which authority organized, to vote on matters before board except for purpose of making quorum. Amends TCA Section 7-67-108. by *Jones U (Shelby). (*SB54 by *Cohen)

***House Bill No. 1943** -- Boards and Commissions - Authorizes liaisons, appointed to sports authority board to represent state government and/or city council or county commission for jurisdiction in which authority organized, to vote on matters before board, except for purpose of making quorum. Amends TCA Section 7-67-108. by *Jones U (Shelby).

***House Bill No. 1944** -- Industrial Development - Requires corporation to obtain municipal approval before waiving taxes over property of municipality it does not represent; imposes payment in lieu of taxes to non-approving municipality. Amends TCA Section 7-53-305. by *Jones U (Shelby).

***House Bill No. 1945** -- Juvenile Offenders - Expands circumstances under which juvenile may be detained in secure facility to include any felony or violation of probation or aftercare, along with other required factors. Amends TCA Section 37-1-114. by *Briley, *Jones, S.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1940 -- Lauderdale County -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 18, 1999**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 22, 1999**: House Bill(s) No(s). 1720, 1532, 1110, 1105, 1576, 858, 1368, 1622, and 508.

The Committee also set the following bill(s) on the **Regular Calendar** for **March 24, 1999**: 832, 1031, 1114, 1112, 197, 454, 458, 673, 1106, and 26.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 22, 1999**: House Bill(s) No(s). 738, 826, 845, and 1764.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1188. Under the rules, it was transmitted to the Calendar and Rules Committee.

CONSENT CALENDAR

***House Joint Resolution No. 88** -- Highway Signs - "James Alford Dockins Memorial Bridge," S.R.141, 7.1 miles north of Lebanon. by *Bone.

House Bill No. 206 -- Insurance Companies, Agents, Brokers, Policies - Clarifies that mortgage-related securities, such as pools, covered by federal Secondary Mortgage Market Enhancement Act are not subject to percent of admitted asset limitation for investment by domestic life insurance companies as to asset-backed securities secured by or evidencing interest in single asset or pool of assets. Amends TCA Title 56, Chapter 3. by *Sands. (*SB201 by *Haynes)

On motion, House Bill No. 206 was made to conform with **Senate Bill No. 201**; the Senate Bill was substituted for the House Bill.

House Resolution No. 29 -- Memorials, Sports - Mt. Juliet boys' basketball team. by *Beavers, *Bone.

House Resolution No. 30 -- Memorials, Sports - Jermaine Copeland, University of Tennessee player. by *Ferguson, *DeBerry L, *Armstrong, *Hargrove, *Davis (Cocke), *Naifeh.

House Joint Resolution No. 19 -- Memorials, Death - Representative Joe W. Bell. by *Bone, *Beavers.

House Joint Resolution No. 145 -- Memorials, Public Service - Boyd Richards. by *Fitzhugh.

House Joint Resolution No. 146 -- Memorials, Academic Achievement - Joseph Gilbert, perfect ACT score. by *Westmoreland.

House Joint Resolution No. 149 -- Memorials, Professional Achievement - Rose Marie Howell; TEA Human Relations Award. by *Langster, *Naifeh, *Jones, S., *Briley, *Arriola, *West, *Pruitt, *Garrett, *Robinson, *DeBerry L.

Rep. Hargrove moved that all members voting aye on House Joint Resolution No. 19 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

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Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 210** -- Courts, Juvenile - Creates Class B misdemeanor offense for unauthorized, intentional disclosure or dissemination of juvenile court or law enforcement records concerning juveniles. Amends TCA Section 37-1-153 and Section 37-1-154. by *Scroggs, *Cooper B, *Towns, *Brooks. (SB381 by *Person)

Rep. Scroggs moved that House Bill No. 210 be passed on third and final consideration.

Rep. Newton moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 210 by deleting subsection 2 of Section 1 in its entirety and by substituting instead the following:

(2) A violation of this subsection shall be punished as criminal contempt of court as otherwise authorized by law.

AND FURTHER AMEND by deleting subsection 2 of Section 2 and by substituting instead the following:

(2) A violation of this subsection shall be punished as criminal contempt of court as otherwise authorized by law.

On motion, Amendment No. 1 was adopted.

Rep. Scroggs moved that **House Bill No. 210**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes95
Noes0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 1270 -- Taxes, Alcoholic Beverages - Requires municipality to notify beer retailers located in area to be annexed or incorporated; requires retailers to pay tax on wholesale beer sales to municipality for month after notice received; specifies wholesale tax on beer paid to county before January 1, 2000, satisfies retailers' obligations to pay tax to municipality for same sales. Amends TCA Section 57-6-103. by *Kisber. (*SB1379 by *Person)

On motion, House Bill No. 1270 was made to conform with **Senate Bill No. 1379**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that **Senate Bill No. 1379** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives voting no were: Ferguson -- 1.

A motion to reconsider was tabled.

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***House Bill No. 233** -- Anatomical Gifts - Authorizes organ procurement agency to enter into reciprocal agreements approved by united network for organ sharing as determined by federal government, to share organs; protects organs procured by agency by permitting transfer of organ to out-of-state organ procurement agency only if suitable recipient in this state is not found in reasonable amount of time. Amends TCA Title 68, Chapter 30. by *Bowers. (SB311 by *Ford J)

On motion, House Bill No. 233 was made to conform with **Senate Bill No. 311**; the Senate Bill was substituted for the House Bill.

Rep. Bowers moved that Senate Bill No. 311 be passed on third and final consideration.

On motion, Rep. Armstrong withdrew Health and Human Resources Committee Amendment No. 1.

Rep. Bowers moved that **Senate Bill No. 311** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 225** -- Agriculture - Enacts "Agricultural Fiber Technology Act of 1999.". by *Bowers, *Cooper B. (SB279 by *Dixon)

Rep. Bowers moved that House Bill No. 225 be reset for the Regular Calendar on March 22, 1999, which motion prevailed.

***House Bill No. 252** -- Game and Fish Laws - Allows persons to consume or prepare, for personal use, wild animals that have been accidentally killed on Tennessee roadways. Amends TCA Title 70, Chapter 4. by *Head. (SB344 by *Burchett)

Rep. Head moved that House Bill No. 252 be passed on third and final consideration.

Rep. Ridgeway moved adoption of Conservation and Environment Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 252 by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 70-4-115(c), is amended by deleting the language "Big game accidentally killed may be possessed only when authorized by an enforcement officer of the wildlife resources agency or such officer's designee." and by substituting instead the following new language:

Notwithstanding any other provision of the law to the contrary, wild animals accidentally killed by a motor vehicle may be possessed by any person for personal use and consumption; except that, first, personal possession of a deer accidentally killed by a motor vehicle is permitted only if the person notifies the wildlife resources agency or any law enforcement officer within a reasonable time not to exceed forty-eight (48) hours and supplies his/her name and address; and second, personal possession of a bear accidentally killed by a motor vehicle is permitted only when authorized by an enforcement officer of the wildlife resources agency and the person is issued a kill tag. In deer-kill notification situations where a law enforcement officer rather than someone with the wildlife resources agency is notified, the law enforcement officer or his designee shall be responsible for notifying someone with the wildlife resources agency and supplying the information relevant to the deer-kill. Nothing in this section authorizes possession of federally protected wildlife or wildlife protected by the state under chapter 8 of this title.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Conservation and Environment Committee Amendment No. 1 was adopted.

Rep. Curtiss moved the previous question, which motion prevailed.

Rep. Head moved that **House Bill No. 252**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes94
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 540 -- Health - Reduces maximum project cost of "Strike Out Stroke" pilot program in Memphis/Shelby County from \$100,000 to \$90,000. Amends TCA Section 68-1-1701. by *DeBerry L, *Bowers. (*SB435 by *Dixon)

Rep. L. DeBerry moved that **House Bill No. 540** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 61 -- State Symbols - Adopts as Tennessee state tartan design approved by Heart of Tennessee Scottish Celebration and other Scottish Societies in Tennessee. Amends TCA Title 4, Chapter 1, Part 3. by *Eckles, *Hood. (*SB73 by *Womack, *Crowe)

On motion, House Bill No. 61 was made to conform with **Senate Bill No. 73**; the Senate Bill was substituted for the House Bill.

Rep. Eckles moved that **Senate Bill No. 73** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 28 -- Housing - Adds Trousdale County to those counties authorized to remedy dangerous conditions, including overgrown vegetation and accumulated debris, on owner-occupied lands. Amends TCA Section 5-1-115. by *Bone. (*SB13 by *Rochelle)

On motion, House Bill No. 28 was made to conform with **Senate Bill No. 13**; the Senate Bill was substituted for the House Bill.

Rep. Bone moved that Senate Bill No. 13 be passed on third and final consideration.

Rep. Arriola moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Bone moved that **Senate Bill No. 13** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 496 -- Insurance Companies, Agents, Brokers, Policies - Limits obligation of state guaranty insurance association to defend and pay benefits under certain circumstances; stipulates respective rights between state guaranty insurance association and insureds and rights of association to recover amounts of certain covered claims. Amends TCA Title 56, Chapter 12 and Title 56, Chapter 9. by *Sands, *Walker (Rhea). (*SB459 by *Womack, *Person)

On motion, House Bill No. 496 was made to conform with **Senate Bill No. 459**; the Senate Bill was substituted for the House Bill.

Rep. Sands moved that Senate Bill No. 459 be passed on third and final consideration.

On motion, Rep. Rhinehart withdrew Commerce Committee Amendment No. 1.

Rep. Maddox moved the previous question, which motion prevailed by the following vote:

Ayes	63
Noes	20
Present and not voting	3

Representatives voting aye were: Armstrong, Arriola, Bittle, Black, Bone, Briley, Brooks, Buck, Buttry, Cole (Carter), Cole (Dyer), Curtiss, Davis (Cocke), Davis (Washington), Eckles, Fitzhugh, Ford, Fowlkes, Fraley, Gunnels, Hagood, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Kent, Kerr, Langster, Lewis, Maddox, McAfee, McCord, McDonald, McKee, McMillan, Mumpower, Patton, Phelan, Phillips, Pinion, Pruitt, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Stulce, Tidwell, Tindell, Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 63.

Representatives voting no were: Baird, Bowers, Brown, Bunch, Chumney, Davidson, Dunn, Goins, Kernell, McDaniel, Miller, Montgomery, Newton, Pleasant, Rhinehart, Sharp, Todd, Towns, Turner (Hamilton), Turner (Shelby) -- 20.

Representatives present and not voting were: Cooper, Givens, Odom -- 3.

Rep. Sands moved that **Senate Bill No. 459** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	79
Noes	5
Present and not voting	11

Representatives voting aye were: Armstrong, Arriola, Baird, Bittle, Black, Bone, Briley, Buck, Bunch, Buttry, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Fowlkes, Fraley, Godsey, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 79.

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Representatives voting no were: Churnney, Goins, Kernell, Towns, Turner (Shelby) -- 5.

Representatives present and not voting were: Beavers, Bowers, Brooks, Brown, Caldwell, Cooper, Ford, Givens, Odom, Patton, Turner (Hamilton) -- 11.

A motion to reconsider was tabled.

House Bill No. 17 -- Bail, Bail Bonds - Provides that electronically transmitted facsimile copy of written bail undertaking has same legal effect as original written undertaking; facsimile of written undertaking signed by defendant has same legal effect as original signed by defendant. Amends TCA Section 40-11-114. by *Todd, *Hargett. (*SB21 by *Cohen)

On motion, House Bill No. 17 was made to conform with **Senate Bill No. 21**; the Senate Bill was substituted for the House Bill.

Rep. Todd moved that Senate Bill No. 21 be passed on third and final consideration.

Rep. Newton moved the previous question, which motion prevailed.

Rep. Todd moved that **Senate Bill No. 21** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Churnney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 19 -- Criminal Procedure - Authorizes examining official, in issuing arrest warrants, to use electronic audio-visual examination of informant, instead of face-to-face, where oath is administered, informant and official can hear and see each other, and official has received from informant electronic facsimile of informant's affidavit of complaint. Amends TCA Section 40-6-203. by *Todd, *Hargett. (*SB22 by *Cohen)

On motion, House Bill No. 19 was made to conform with **Senate Bill No. 22**; the Senate Bill was substituted for the House Bill.

Rep. Todd moved that Senate Bill No. 22 be passed on third and final consideration.

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Rep. Rhinehart moved the previous question, which motion prevailed.

Rep. Todd moved that **Senate Bill No. 22** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97

Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 46** -- Consumer Protection - Exempts county fairs from registration fees and bond requirements for conducting beauty pageant. Amends TCA Section 47-18-202. by *Givens, *McDaniel, *Bone, *Beavers. (SB51 by *Rochelle, *Haun)

Further consideration of House Bill No. 46 previously considered on March 8, 1999, March 11, 1999, March 15, 1999, March 17, 1999, and reset for today's Calendar.

On motion, House Bill No. 46 was made to conform with **Senate Bill No. 51**; the Senate Bill was substituted for the House Bill.

On motion, Rep. West withdrew Consumer and Employee Affairs Committee Amendment No. 1.

Rep. Dunn moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 51 by deleting in the amendatory language of Section 1 of the printed bill the language "a county fair as defined in Section 43-21-104" and by substituting instead the language "a community fair, a county fair, a district fair or a division fair as defined in Section 43-21-104, or any other regional fair".

On motion, Amendment No. 2 was adopted.

Rep. Givens moved that **Senate Bill No. 51**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes96
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Brown moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 151 out of order, which motion prevailed.

House Joint Resolution No. 151 -- Naming and Designating - "Professional Social Worker Month," March 1999. by *Brown, *Armstrong, *Fowlkes, *Chumney, *DeBerry L.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Brown, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Fraley moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 66 out of order, which motion prevailed.

House Joint Resolution No. 66 -- Memorials, Sports - Jeff Hall, University of Tennessee kicker. by *Fraley.

Rep. Fraley moved adoption of House Joint Resolution No. 66.

Rep. Fraley moved concurrence of Senate Amendment No. 1 as follows:

Senate Amendment No. 1

AMEND House Joint Resolution No. 66 by deleting all language after the caption in the introduced resolution and by substituting instead the following:

WHEREAS, rarely in the annals of college football history has a team achieved as much success as has the 1998 University of Tennessee Volunteers; and

WHEREAS, a key factor in the tremendous success of the Volunteers this season was senior place-kicker Jeff Hall, who permanently etched his name in the Big Orange Hall of Fame, a name that will be remembered fondly by the Vol faithful forever, as a great player, a team leader and model citizen; and

WHEREAS, Paul Jeffrey Hall, a native of Winchester, Tennessee, was born July 30, 1976, and is a distinguished graduate of Franklin County High School, where he was a star football player, excellent student and exemplary citizen; and

WHEREAS, his high school accomplishments include booting 62-yard field goals in both his sophomore and junior seasons, connecting on 16 of 34 field goals attempted, hitting the last 52 out of 54 extra points, a fine average of 39 yards as a punter, and for his efforts he was named All-Midstate, All-District for each of his 3 years; and Honorable Mention All-State his senior year; and

WHEREAS, Jeff was also named the nation's top high school kicker by Max Emfinger, *Tom Lemming*, *BlueChip Illustrated*, *SuperPrep*, and *Street and Smith* and was listed as one of the Super Southern 100 by *The Atlanta Constitution*, and was ranked as one of the nation's top 100 college prospects by *The Dallas Morning News*; he was selected to play in the High School All-American game and the Tennessee-Kentucky All-Star game; and

WHEREAS, after redshirting his freshman year, Jeff started all 12 games during the 1995 season, handling the placekicking and kick-off duties; and

WHEREAS, he led the Vols in scoring that year with 95 points, connecting on 16 of 25 field goals and 47 of 49 extra points, ranking third in the Southeastern Conference and fourth nationally; and

WHEREAS, Jeff's other highlights in his freshman season were kicking the field goal that produced a 30-27 win against Georgia in the waning seconds of play, a 53-yard field goal against Oklahoma State; four field goals against Kentucky and two crucial fourth-quarter field goals, in an important victory against Alabama and again versus Ohio State in a Citrus Bowl victory; and

WHEREAS, he was selected to the Coaches All-Southeastern Conference First Team, the *Associated Press*' All-SEC Second Team, the All-SEC Freshman Team, and the All-SEC Academic Team, with a 3.28 Grade Point Average; and

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WHEREAS, in his sophomore season, Jeff again started all 12 games and led the Volunteers in scoring with 77 points, connecting on 10 of 18 field goals and 47 of 49 extra points. He kicked two field goals in Tennessee's 48-28 victory over Northwestern in the Florida Citrus Bowl; and

WHEREAS, he was selected to the *Football News* All-Southeastern Conference, All-Southeastern Conference Coaches' Poll, Academic All-SEC teams, and GTE Academic American All-District teams; and

WHEREAS, 1997 was another banner season as Jeff again started each of the Vols' 13 games, helping lead them to the Southeastern Conference championship; and

WHEREAS, he connected on 16 of 22 field goal tries and 47 of 49 extra points, was second in the Southeastern Conference in scoring with 95 points, ranked second in the SEC and nineteenth nationally in field goals, and made six straight field goals against Southern Mississippi; his 44-yard field goal was Tennessee's first score in the FedEx Orange Bowl, against Nebraska; and

WHEREAS, he was specially recognized as a member of *The Football News* All-Southeastern Conference squad and the prestigious Academic All-SEC team that season; and

WHEREAS, in his senior season, Jeff connected on 19 of 24 field goal attempts and 47 extra points; he hit the game-winning field goal in an exhilarating game against Syracuse as time ran out in the first game of the season, and again in the crucial overtime win over Florida; and

WHEREAS, Jeff Hall now holds Southeastern Conference records for Points After Touchdowns with 188; PAT's attempted with 194; he finished as the Southeastern Conference leading scorer with a career total of 371 points which ranks him 6th nationally; and

WHEREAS, widely respected and admired by coaches and teammates alike, Jeff was selected as a 1998 team captain for the Vols and served admirably on the University of Tennessee Athletic Board; and

WHEREAS, he was deservedly selected to play in the East/West Shrine game and the Hula Bowl All-Star games; and

WHEREAS, a consensus First Team All-Southeastern Conference team member (*Football News*, *Birmingham News*, Coaches and Associated Press), and member of the Academic All-SEC team, Jeff also set a Tennessee record by starting in 50 consecutive games; and

WHEREAS, his deep faith is regularly demonstrated through his strong commitment to God; Jeff modestly states, "I cannot measure the impact I have had off the field. I never tried to change the world. That might have been my mentality the first couple of years when I realized that only God can change the world"; and

WHEREAS, one of the most sought after speakers in recent Tennessee history, he has made more than 150 public speeches to church, youth, school and civic groups; and

WHEREAS, a true volunteer from the Volunteer State, Jeff Hall's exemplary citizenship was evidenced by his being named to the 1998 American Football Coaches Association Good Works Team, one of only 11 players to be selected nationally, and to the 1998 Southeastern Conference Good Works Team, one of just 12 players so honored; and

WHEREAS, it is fitting that we pause in our deliberations to specially recognize this Tennessee treasure, who is a national champion on a national championship team, now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, That we honor and commend Jeff Hall on his numerous accomplishments and wish him every continued success.

BE IT FURTHER RESOLVED, That an appropriate copy of this resolution be prepared for presentation with this final clause omitted from such copy.

On, motion, Senate Amendment No. 1 was concurred in.

Rep. Fraley moved that **House Joint Resolution No. 66**, as amended, be adopted, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. U. Jones moved that the rules be suspended to allow the State and Local Government Committee to meet immediately following Session in order to consider House Bill No. 1188, which motion prevailed.

***House Bill No. 1188** -- Housing - Redefines "housing facility" for special purpose corporations and associations to add single-family residential units located in Shelby County financed by for-profit, not-for-profit or governmental entity and bonds are not exempt under IRC. Amends TCA Section 48-101-301. by *Bowers. (SB1620 by *Dixon, *Cohen, *Person, *Ford J)

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 678: Rep(s). McKee, Winningham, Ridgeway, Beavers, and White as prime sponsor(s).

House Bill No. 747: Rep(s). Robinson and West as prime sponsor(s).

House Bill No. 824: Rep(s). Walker as prime sponsor(s).

House Bill No. 827: Rep(s). Walker as prime sponsor(s).

House Bill No. 915: Rep(s). U. Jones, Fowlkes, Lewis, Towns, West, Curtiss, Eckles, Robinson, Hood, Ridgeway, Walley, Sands, Gunnels, Rinks, Cole (Carter), Kent, and Tindell as prime sponsor(s).

House Bill No. 1664: Rep(s). Buttry as prime sponsor(s).

House Bill No. 1736: Rep(s). Cole (Dyer), Fitzhugh, Maddox, Rinks, Phelan, and Walley as prime sponsor(s).

House Bill No. 1747: Rep(s). Stulce as first prime sponsor(s).

House Bill No. 1879: Rep(s). Rhinehart as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). McDaniel was/were removed as sponsor(s) of **House Bill No. 1912**.

MESSAGE FROM THE SENATE

March 18, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 260, 286, 423, 677, 852, 886, 927, 941, 1091, 1113, 1260, 1357, 1423, 1496, 1596, 1603, 1613, 1615 and 1629; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 260** -- Arrests - Authorizes law enforcement officer having probable cause to believe that person has been notified of and violated condition of release on bail in domestic violence case to arrest such person without warrant; punishes such violation by revocation of bail and contempt of court. Amends TCA Title 40, Chapter 11 and Title 40, Chapter 7. by *Burks, *McNally, *Williams, *Person, *Miller J, *Haynes, *Kurita. (HB1136 by *McMillan, *Odom, *Turner (Hamilton))

***Senate Bill No. 286** -- Sunset Laws - Domestic violence state coordinating council, June 30, 2003; revises membership to require member from each congressional district. Amends TCA Title 4, Chapter 29, and Title 38, Chapter 12. by *Springer, *Dixon, *Burks. (HB409 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 423** -- Accountants - Revises certain reciprocity and confidentiality provisions of Tennessee Accountancy Act of 1998; corrects TCA internal cross-references. Amends TCA Title 62, Chapter 1, Part 1. by *Atchley, *McNally. (HB826 by *Rinks)

***Senate Bill No. 677** -- Driver Licenses - Authorizes payment plan for court fines and costs for traffic offenses. Amends TCA Section 55-50-502. by *Dixon, *Kyle, *Harper. (HB860 by *Turner (Shelby), *Cooper B, *Brooks, *Towns, *Chumney, *Pruitt, *Bowers, *Brown, *DeBerry L, *Miller L, *DeBerry J, *Robinson, *Kernell, *Pleasant)

***Senate Bill No. 852** -- Day Care - Expands use of funds in child care facilities loan guarantee program to include extent to which applicants demonstrate commitment to providing child care other than during normal five day work week; department of human services to give child care facilities additional 5 percent subsidy for low income families if provide care beyond 7:00 a.m. to 7:00 p.m. Amends TCA Title 4, Chapter 37 and Title 71, Chapter 1. by *Kurita. (HB1135 by *McMillan, *Davidson)

Senate Bill No. 886 -- Weights and Measures - Permits company doing business in state and using word "certified" as part of name, advertising and signage prior to 7/1/97, to continue to use "certified" as part of advertising and signage; provided such use does not defraud, deceive, mislead or give false impression to public and company uses disclaimer Amends TCA Title 47, Chapter 26. by *Atchley. (*HB587 by *Bittle)

Senate Bill No. 927 -- Animals - Authorizes state apiarist to require or supervise treatment or destruction of diseased bees and contaminated bee equipment and supplies. Amends TCA Section 44-15-207. by *Clabough. (*HB868 by *Kerr, *Baird)

***Senate Bill No. 941** -- Regional Authorities - Allows member of existing regional planning commission to continue serving until successor has been nominated and approved. Amends TCA Section 13-3-101(c)(4). by *Burchett. (HB1351 by *Tindell)

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***Senate Bill No. 1091** -- Public Records - Provides that copies of house and senate journals may be distributed to depository libraries in electronic format. Amends TCA Title 12, Chapter 6. by *Cooper, *Dixon. (HB1836 by *Hargrove)

Senate Bill No. 1113 -- Motor Vehicles - Revises brake requirements for vehicles weighing less than 7,500 pounds, and equipped with hydraulic breakaway mechanism. Amends TCA Section 55-9-204. by *Cooper, *Rochelle. (*HB907 by *Head, *Walker (Rhea))

Senate Bill No. 1260 -- Mortgages - Exempts from claims of assignees mortgage payments made to title holder of record. Amends TCA Title 66. by *Miller J, *Dixon. (*HB891 by *Bunch, *Newton)

***Senate Bill No. 1357** -- Insurance, Health, Accident - Provides that deductible of \$200 does not apply under uninsured motor vehicle coverage if vehicle involved in accident is insured by same carrier for collision and uninsured property damage and operator of other vehicle admits fault to law enforcement officer at accident scene. Amends TCA Section 56-7-1202 and Section 56-7-1201. by *Cohen. (HB1167 by *McMillan)

***Senate Bill No. 1423** -- Unemployment Compensation - Disqualifies for unemployment compensation claimants who are totally disabled under Workers' Compensation Law. Amends TCA Section 50-7-303. by *Haun. (HB1198 by *Whitson)

***Senate Bill No. 1496** -- Air Pollution - Authorizes contract for purchase of goods and services pertaining to motor vehicle emission inspections to be extended by municipality, county or state for an additional 60 months. Amends TCA Section 55-4-130. by *McNally. (HB1050 by *Williams (Williamson))

***Senate Bill No. 1596** -- Unemployment Compensation - Redefines "employment" for purposes of unemployment compensation to exclude, after June 30, 1999, services performed by inmates committed to custodial or penal institutions, and services of election officials and workers paid less than \$1,000 a year for services as election official or worker. Amends TCA Section 50-7-207(c). by *Burchett, *Elsea. (HB1112 by *Pleasant, *Ford S)

***Senate Bill No. 1603** -- Banks and Financial Institutions - Rewrites laws regulating banks and financial institutions; adds regulations for private trust companies. Amends TCA Title 45, Chapters 1 and 2 and Section 45-11-105(c). by *Elsea, *McNally, *Dixon. (HB1119 by *Wood, *McDaniel, *Walker (Rhea))

Senate Bill No. 1613 -- Common Carriers - Defines certain motor carriers; deletes requirement for certain temporary certificates. Amends TCA Title 65, Chapter 15. by *Haun, *McNally. (*HB1129 by *Westmoreland, *Ford S)

Senate Bill No. 1615 -- Motor Vehicles, Titling and Registration - Revises registration requirements and fees for certain motor vehicles; imposes penalty for commercial use of certain private motor vehicles; requires certain persons to notify department of safety of name or address change within ten days. Amends TCA Title 55, Chapters 3 and 4. by *Haun, *McNally. (*HB1131 by *Westmoreland, *Ford S)

***Senate Bill No. 1629** -- Driver Licenses - Prohibits department of safety from including social security number on face of person's driver license unless specifically requested by that person. Amends TCA Section 36-5-1301; Section 55-25-105; Section 55-50-321; Section 55-50-331; Section 55-50-406 and Section 55-50-407. by *Leatherwood, *Henry. (HB1325 by *Hargett)

MESSAGE FROM THE SENATE
March 18, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 144, 145, 147 and 148; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

SIGNED
March 18, 1999

The Speaker signed the following: Senate Joint Resolution(s) No(s). 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 144, 145, 147 and 148.

MESSAGE FROM THE SENATE
March 18, 1999

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 329; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
March 18, 1999

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 195; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS
March 18, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 151.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 18, 1999

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 659; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 18, 1999

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 270; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 18, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 272, 359 and 1023; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENROLLED BILLS

March 18, 1999

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 29 and 30; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 18, 1999

The Speaker signed the following: House Resolution(s) No(s). 29 and 30.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

March 18, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 19, 88, 145, 146 and 149.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
March 18, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 191, 280, 309, 386, 883, 899, 914, 1140, 1162, 1455, 1456, 1583 and 1735; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 191** -- Development Districts - Authorizes community development agencies in Shelby County to act as housing authorities; exempts Shelby County from provision limiting powers of housing authority. Amends TCA Title 13, Chapter 20. by *Dixon, *Harper. (HB946 by *Brooks, *Brown, *Jones, S., *DeBerry L, *Bowers, *Miller L)

Senate Bill No. 280 -- Historical Commission - Directs commission to place five historical markers throughout state commemorating African-American culture and history and to replace and/or repair 20 state historical markers throughout Tennessee that are missing or in need or repair. by *Dixon. (*HB218 by *Pruitt, *Langster)

Senate Bill No. 309 -- Insurance, Health, Accident - Requires annual chlamydia screening tests for certain females to be made available on optional basis as part of or as endorsement to accident and sickness insurance policies that provide major medical insurance coverage. Amends TCA Title 56, Chapter 7, Part 26. by *Ford J, *Dixon, *Williams. (*HB227 by *Bowers)

Senate Bill No. 386 -- Public Defenders - Allows newly employed public defenders reasonable length of time to conclude or transfer cases pending over from private practice; empowers district public defender to approve certain prior service credits for assistant public defenders and district investigators; deletes prior service credit computation provision. Amends TCA Title 8, Chapter 14. by *Person, *Crowe. (*HB335 by *Buck)

***Senate Bill No. 883** -- Naming and Designating - "The State Theatre of Tennessee," Tennessee Theatre in Knoxville. by *Atchley. (HB1096 by *Buttry, *Hagood, *Bittle, *Boyer, *Tindell, *Armstrong, *Dunn)

Senate Bill No. 899 -- Energy - Enacts "Energy Acquisition Corporations Act." Amends TCA Title 7, Chapter 39 and Section 7-51-910. by *Rochelle. (*HB740 by *Kisber)

***Senate Bill No. 914** -- Taxes, Real Property - Authorizes state division of property assessments to take steps necessary to ensure compliance with classification and assessment requirements of county found in noncompliance if assessor of property or county is unable or unwilling to comply; requires county to reimburse state for costs incurred. Amends TCA Section 67-5-505. by *Rochelle. (HB986 by *Hargrove, *Kisber, *McDaniel)

Senate Bill No. 1140 -- Utilities, Utility Districts - Allows gas utility districts in Sevier County to donate funding to chambers of commerce and economic and community organizations. Amends TCA Section 7-82-304. by *Clabough. (*HB862 by *Montgomery)

THURSDAY, MARCH 18, 1999 -- EIGHTEENTH LEGISLATIVE DAY

***Senate Bill No. 1162** -- Taxes, Real Property - Extends time for application for property tax relief; permits application for refund or presentation of credit voucher within 35 days from date taxes are delinquent. Amends TCA Section 67-5-701. by *Henry, *Rochelle. (HB1397 by *Fowlkes, *Phillips)

***Senate Bill No. 1455** -- Taxes, Real Property - Requires newly incorporated municipalities to impose property tax based on estimate by department of revenue of amount needed to replace state-shared taxes, and municipality must provide for administration of such tax prior to receiving state-shared taxes. Amends TCA Section 6-58-112. by *Henry. (HB1529 by *Kisber)

***Senate Bill No. 1456** -- Taxes, Real Property - Changes requirement that property assessment notice describe previous year's assessment in manner which shows change in current year to requirement that both years' assessment and classification be shown. Amends TCA Section 67-5-508. by *Henry. (HB1537 by *White)

***Senate Bill No. 1583** -- Utilities, Utility Districts - Limits disclosure of consumers' utility records. Amends TCA Title 10. by *Fowler, *Ramsey, *Blackburn, *Williams. (HB1231 by *Cole (Dyer), *Hargett, *Cooper B)

***Senate Bill No. 1735** -- Sunset Laws - Department of children's services, June 30, 2003. Amends TCA Title 4, Chapter 29, and Title 37, Chapter 5. by *Springer. (HB1784 by *Kernell)

**MESSAGE FROM THE SENATE
March 18, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 130, 131, 132, 133, 134, 135, 137 and 139; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE GOVERNOR
March 18, 1999**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 172, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

**SIGNED
March 18, 1999**

The Speaker signed the following: Senate Bill(s) No(s). 272, 359 and 1023.

ENROLLED BILLS

March 18, 1999

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 147.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 18, 1999

The Speaker signed the following: House Joint Resolution(s) No(s). 147.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

March 18, 1999

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 130, 131, 132, 133, 134, 135, 137 and 139.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 18, 1999

The Speaker signed the following: House Joint Resolution(s) No(s). 130, 131, 132, 133, 134, 135, 137 and 139.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 18, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 130, 131, 132, 133, 134, 135, 137, 139 and 147; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 18, 1999

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 147.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK
March 18, 1999**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 130, 131, 132, 133, 134, 135, 137 and 139.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**CONSENT CALENDAR
March 18, 1999**

The following local bills have been placed on the Consent Calendar for **March 22, 1999**: House Bill(s) No(s) 1933, 1935 and 1940.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present and not voting were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

RECESS MOTION

On motion of Rep. Hargrove, the House stood in recess until 5:00 p.m., Monday, March 22, 1999.